

Attorney Docket No.: 108-194USANA0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Continuation Application of:

Applicants : Mark Schmidt, et al.
Application Serial No.: 10/342,433
Filing Date : January 12, 2003

Honorable Commissioner
of Patents and Trademarks
Washington, D.C. 20231

DECLARATION UNDER C.F.R. 1.53(b)

Sir:

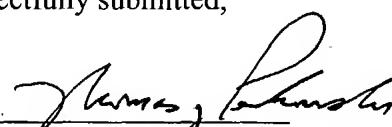
I, Thomas J. Perkowski, Esq., attorney of record in the above identified case, hereby declare and certify that the attached Xerox copy of the application is a true copy of original co-pending Application Serial No. 10/342,433 filed January 12, 2003.

The undersigned declares further that all statements made herein are his own knowledge, are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

The present application continues prosecution of subject matter originally disclosed in co-pending Application Serial No. 10/342,433 filed January 12, 2003.

Respectfully submitted,

Dated: July 1, 2003



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